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Fax No.:

571.273.0299

Appeal No. 2008-4759

Serial No.: 08/935,844-Conf. #9098

Title:

A METHOD AND APPARATUS FOR IMPLEMENTING A REMOTE

MIRRORING DATA FACILITY

From:

Melissa A. Beede, Esq.

Direct dial: 617.646.8000

Our File #: E0295.70021US00

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LITIGATION

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United States Patent.

Board of Patent Appeals and Interfarmess

EMC CORPORATION C/O WOLF, GREENFIELD & SACKS, P.C. 600 ATLANTIC AVENUE BOSTON, MA 02210-2206

Appeal No: 2008-4759

Appellant: ROBERT WILSON, et al.

Application No: 08/935,844

Hearing Room: В Hearing Docket:

Hearing Date: Thursday, January 22, 2009

09:00 AM Hearing Time:

Madison Building - East Wing Location:

600 Dulany Street, 9th Floor Alexandria, Virginia 22313-1450

NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

MEARING ATTENDANCE WAIVED CHECK ONE: (A) HEARING ATTENDANCE CONFIRMED 36,149 Signature of Attorney/Agent/Appellant Richard F. Giunta Registration No. Names of other visitors expected to accompany counsel: For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see